

# An Act

ENROLLED HOUSE  
BILL NO. 1776

By: Roberts (Sean) and Reynolds  
of the House

and

David of the Senate

An Act relating to state government; requiring certain candidates to file certain report; requiring Ethics Commission to make certain report available online; amending 51 O.S. 2001, Section 314, which relates to the Political Subdivisions Ethics Act; requiring certain candidates to file certain report; providing for codification; and providing an effective date.

SUBJECT: Requiring certain candidates to file certain report

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 4260 of Title 74, unless there is created a duplication in numbering, reads as follows:

All candidates allowed to receive the maximum contribution of Five Thousand Dollars (\$5,000.00), pursuant to paragraph 2 of subsection A of Section 187.1 of Title 21 of the Oklahoma Statutes, shall file a campaign contributions and expenditures report electronically with the Ethics Commission. The Ethics Commission shall make the report available online. The Ethics Commission shall consult with the Office of State Finance regarding an information technology services contract to comply with this section.

SECTION 2. AMENDATORY 51 O.S. 2001, Section 314, is amended to read as follows:

Section 314. A. The Except as provided by subsection F of this section, the campaign contributions and expenditures reports shall disclose:

1. The carryover from a previous campaign or cumulative period. For purposes of this act, a cumulative period shall begin on the first day of an even-numbered year and end on the last day of an odd-numbered year;

2. The grand total of contributions from the last campaign contributions and expenditures report unless beginning a new campaign or cumulative period;

3. The specific identification of each contributor who gives a contribution which exceeds Two Hundred Dollars (\$200.00), including:

- a. the date the contribution is accepted,
- b. the contributor's address, and
- c. a specific description of the contribution;

4. The aggregate value of all contributions received from each such contributor during the campaign for candidates and candidate committees or during the current calendar year for other committees;

5. The aggregate total of all contributions in the amount of Two Hundred Dollars (\$200.00) or less;

6. The total sum of all contributions during the current reporting period;

7. The grand total of all contributions for the campaign or cumulative period to date;

8. The grand total of expenditures from the last campaign contributions and expenditures report, unless beginning a new campaign or cumulative period;

9. All campaign expenditures in detail by categories or objects of expenditure;

10. The total of all expenditures during the current reporting period; and

11. The grand total of all expenditures for the campaign or cumulative period to date.

B. Such reports shall be certified by the candidate, the principal officer of the committee, or the designated agent. No fictitious names shall be used on the reports. The reports shall show the correct name of the person actually making the contribution.

C. The form of the campaign contributions and expenditures reports shall be as follows:

CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORT

DATE OF REPORT \_\_\_\_\_, 19 20 \_\_\_\_\_

Name of Candidate or Committee

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Address of Candidate or Committee

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Office Sought	Report Period	From: (Beginning of period)	To: (End of Period)
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Listed below are the contributions received and the expenditures made which are required by law to be reported.

Carryover from Previous Campaign or Cumulative Period \$ \_\_\_\_\_

CONTRIBUTIONS

Grand Total of Contributions from Previous Report \$ \_\_\_\_\_

Date Accepted	Name and Address	Nature of Contribution: Cash, Check,	Amount <del>contributor</del> <u>contributed</u>	Total of contributors of more than
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	or In-Kind (Describe)	during calendar year	\$200.00
_____		\$ _____	\$ _____
_____		\$ _____	\$ _____
_____		\$ _____	\$ _____
_____		\$ _____	\$ _____
_____		\$ _____	\$ _____

Total of other contributions \$200.00  
or less this reporting  
period (not itemized) \$ \_\_\_\_\_

Total contributions this  
reporting period \$ \_\_\_\_\_

Grand Total - All contributions  
for campaign or  
cumulative period \$ \_\_\_\_\_

EXPENDITURES

	Amount
Previous Grand Total of Expenditures from Last Report	\$ _____
Personal Services	\$ _____
Printing	\$ _____
Radio and Television	\$ _____

Billboards

\_\_\_\_\_ \$ \_\_\_\_\_

Advertising - general

\_\_\_\_\_ \$ \_\_\_\_\_

Contributions to Other Campaigns

\_\_\_\_\_ \$ \_\_\_\_\_

All committees, except for candidate committees, must identify recipients of contributions to other campaigns following verification of acceptance of amounts aggregating in excess of \$200.00 by name, address, amount of contribution and total amount of contributions during the campaign or calendar year:

Name and Address	Amount	Total amount contributed during campaign or calendar year
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

Total

Miscellaneous \$ \_\_\_\_\_

Total expenditures this reporting period \$ \_\_\_\_\_

Grand Total - All expenditures for campaign or cumulative period \$ \_\_\_\_\_

BALLOT INFORMATION: candidates or candidate committees, please indicate whether the candidate's name appeared on the ballots for the following elections.

PRIMARY

RUNOFF  
PRIMARY

GENERAL

( ) Yes

( ) No

( ) Yes

( ) No

( ) Yes

( ) No

To the best of my knowledge and belief, the above is a true and correct compilation.

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Candidate's, Chairperson's, or Designated Agent's Signature

Subscribed and sworn to before me this \_\_\_\_ day of \_\_\_\_\_, ~~19~~ 20  
\_\_\_\_\_.

My commission expires \_\_\_\_\_

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Notary Public

D. A statement of inactivity must include:

1. The candidate or candidate committee, political party or organization's name and address; and

2. A statement by the designated agent verifying that a contribution was not received and an expenditure was not made during the reporting period.

Interest earned shall not be considered to be a contribution, and a filing fee paid by the candidate shall not be considered to be an expenditure.

E. Dissolution Procedures

1. A candidate may not file a "final" report or a candidate committee may not dissolve until:

a. after a Primary Election or a Run-off Primary Election in which the candidate is elected or defeated,

b. after the General Election in which the candidate's name appears on the ballot,

- c. after the last day for filing a declaration of candidacy for a candidate who is unopposed in the Primary, Run-off Primary and General Election,
- d. after a candidate's name has been stricken from the ballot pursuant to Section 5-127 of Title 26 of the Oklahoma Statutes, or
- e. after withdrawal of the candidate's candidacy pursuant to Sections 5-115 or 5-116 of Title 26 of the Oklahoma Statutes.

2. A political party committee may dissolve only after the political party itself dissolves.

3. A political action committee or an organization may dissolve only after it determines that it will not accept contributions or make expenditures.

4. A final campaign contributions and expenditures report may be filed at the time or before a scheduled filing is due. The form must:

- a. be marked "final", and
- b. include a list of the material assets worth Fifty Dollars (\$50.00) or more, and detail their disposition.

5. If a committee owes or is owed money, the committee may dissolve, but must report the status of the debts on the same dates as campaign contributions and expenditures reports would be due until all debts are resolved. Methods of resolution must also be detailed.

6. Unused contributions and campaign assets must be disposed of by candidates or candidate committees according to Section ~~30~~ 316 of this ~~act~~ title.

F. All candidates allowed to receive the maximum contribution of Five Thousand Dollars (\$5,000.00), pursuant to paragraph 2 of subsection A of Section 187.1 of Title 21 of the Oklahoma Statutes shall file a campaign contributions and expenditures report electronically with the Ethics Commission. The campaign

contributions and expenditures report shall include the same information required by Ethics Commission Rule 257:10-1-14(a).

SECTION 3. This act shall become effective November 1, 2011.

Passed the House of Representatives the 16th day of March, 2011.

\_\_\_\_\_  
Presiding Officer of the House of  
Representatives

Passed the Senate the 20th day of April, 2011.

\_\_\_\_\_  
Presiding Officer of the Senate

**OFFICE OF THE GOVERNOR**

Received by the Governor this \_\_\_\_\_  
day of \_\_\_\_\_, 20\_\_\_\_,  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma the \_\_\_\_\_ day of  
\_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

**OFFICE OF THE SECRETARY OF STATE**

Received by the Secretary of State this \_\_\_\_\_  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
By: \_\_\_\_\_